By ECFS

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street S.W. Washington, DC 20554

Re: Ex Parte Letter, Applications of Deutsche Telekom AG, T-Mobile USA, Inc., and MetroPCS Communications, Inc. for Consent to Assign Licenses, WT Docket No. 12-301

Dear Ms. Dortch:

The recent *ex parte* meetings and accompanying filing of the Communications Workers of America ("CWA")¹ essentially repeat its earlier mischaracterizations and unsupported speculations about the effects of the MetroPCS and T-Mobile USA transaction on employment, and attempt to lock the combined company into unique restrictions that would impede its ability to compete in the marketplace. As we noted earlier in this proceeding,² the short response to such claims is as follows:

- First, the goal of the transaction is to create long term growth for the combined company and its employees.
- Second, the projected synergy benefits resulting from the transaction are targeted to network efficiencies and not to the relatively small number of job reductions where clear redundancies exist post transaction—facts borne out in the documents provided in response to the FCC's information request.
- Third, while MetroPCS has used outsourced call centers, a significant portion of these services are performed in the United States, and the Applicants have no plans to move existing T-Mobile USA call centers offshore.

¹ Letter from Debbie Goldman, Telecommunications Policy Director, Communications Workers of America, to Marlene Dortch, Secretary, Federal Communications Commission, WT Docket No. 12-301 (Feb. 11, 2013).

² Joint Opposition of Deutsche Telekom AG, T-Mobile USA, Inc. and MetroPCS Communications, Inc. to Comments, WT Docket No. 12-301 (Dec. 6, 2012).

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- Fourth, the T-Mobile call center job reductions cited by CWA followed a failed merger and were a response to tough competitive realities and a significant reduction in call volume, primarily due to a reduced post-paid customer base. Since last August, T-Mobile USA has hired more than 3,600 employees in its 17 domestic call centers. The company plans to continue hiring in all of its call centers, as needed, to support its customers. Job preservation cannot be mandated; it comes from a successful and growing business.
- Fifth, the Applicants have not claimed job creation as a public interest benefit and CWA seizing on one sentence stating a belief that jobs will increase over time does not elevate the Applicants' beliefs or goals into a claimed benefit cognizable under FCC standards, as CWA certainly well knows given its extensive participation in past FCC mergers.

In short, as represented in the Applicant's public interest statement, the projected synergy benefits driving this transaction are attributable to network efficiencies, not job reductions. Indeed, the goal of the transaction is to grow the existing T-Mobile and MetroPCS brands and businesses and emerge as the country's leading value provider. Against this backdrop, the conditions sought by CWA would not only impede efforts to serve the value customer, but lock the combined company into unique limitations applicable to no other wireless carrier that could impede the combined company's success in the marketplace and imperil the very growth in jobs that benefit all concerned. As such, CWA's requested conditions have no basis in law or fact and are contrary to the public interest.

For the reasons described above and in their earlier pleadings, the Applicants urge the Commission promptly to grant the license transfer applications and reject the unwarranted conditions proposed by CWA. Please direct any questions regarding this filing to the undersigned counsel for DT/T-Mobile USA and MetroPCS.

Respectfully submitted,

/s/ Nancy J. Victory

/s/ Carl W. Northrop

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cc: Best Copy and Printing David Hu

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